

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1588

H. P. 1147

House of Representatives, March 17, 1971

Referred to Committee on Fisheries and Wildlife. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Kelley of Southport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Hunting from Vehicles, Aircraft, Boats and Snowmobiles.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 12, § 2456, repealed and replaced. Section 2456 of Title 12 of the Revised Statutes, as amended by section 19 of chapter 448 of the public laws of 1965 and by chapter 36 of the public laws of 1967, is repealed and the following enacted in place thereof:

§ 2456. Hunting from vehicles, aircraft, boats and snowmobiles

It shall be unlawful for any person to hunt or molest any wild bird or wild animal at any time from any motor vehicle, trailer, aircraft, motorboat or snowmobile, or by aid or use of any light or lights carried thereon, therein or attached thereto, except that migratory waterfowl may be hunted from a motorboat in accordance with federal regulations and except that shags and seals may be hunted from a motorboat. It shall be unlawful for any person to have in possession, at any time, any wild bird or wild animal, or part thereof, taken in violation of this section. It shall be unlawful for any person, excepting a law enforcement officer while in the line of duty, to have in or on a motor vehicle or trailer any rifle or shotgun with a cartridge or shell in the chamber, magazine, clip or cylinder. No person, except a law enforcement officer in the line of duty or person having a valid permit to carry a concealed weapon, may have in or on any motor vehicle or trailer any loaded pistol or revolver. For the purpose of this section all motor-driven vehicles except a motorboat shall be considered to be a motor vehicle.

Notwithstanding this section, paraplegics or double amputees of the legs may hunt from motor vehicles which are not in motion.

Any hunting or molesting with a motor vehicle, trailer, aircraft, motorboat or snowmobile in violation of this section, shall be prima facie evidence that such unlawful hunting or molesting was done by the person in whose name such aircraft, motorboat or snowmobile is registered.

Any person convicted of violating any provision of this section shall be punished by a fine of not less than \$50 nor more than \$1,000 or by imprisonment for not more than 90 days, or by both.

Sec. 2. R. S., T. 12, § 2463, repealed. Section 2463 of Title 12 of the Revised Statutes, as amended by section 27 of chapter 404 of the public laws of 1967 and by section 48 of chapter 425 of the public laws of 1969, is repealed.

STATEMENT OF FACT

This bill integrates 2 present statutory provisions relating to hunting from vehicles, aircraft, motorboats and snowmobiles in order to make their application more apparent and clear up any seeming inconsistency between the present sections 2456 and 2463.